

MAR 21 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Regarding: John C. Montagna et al.  
 Serial No. 10/696,342  
 Filing Date 10/29/2003  
 For PULL OUT DRAWER SYSTEM

"AF" Amendment

Attention: Art Unit 3612 -- Primary Examiner Dennis H. Pedder  
 M.S. AF, Commissioner for Patents, Alexandria, VA 22313-1450:

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I certify that this correspondence is facsimile-transmitted to the Patent and Trademark Office (703-872-9306) on 21 MAR 2005:

Christopher John Rudy Mon., Mar. 21, 2005.

Thank you for the 01/19/2005 Office action. In reply to it, please enter this amendment, reconsider and further examine the case, and withdraw the outstanding objection and rejections.

CLAIMS AMENDMENTS follow this introductory page.

This amendment more particularly points out and distinctly claims the invention, and is fully supported by the underlying specification including drawings. No new matter is added hereby. Claims 1-18, 23-25, 27-30 and 32 are present. No fee is now due.

The Examiner is thanked for the courtesies rendered during the phone interview of Mar. 18th. The undersigned submitted that there is common ownership with Darbshire, US 6328364; the French F-Channel is defined in the claims; "roller" can be inserted for "cam-follower bearing"; "one" can be a set as can zero (null set) but "set" will be deleted from claims; the slide-in/out accessory slides in and out relative the movable mounting frame, unlike Darbshire's drawer; and the 35 USC 102(e) rejection is new. The Examiner seemed favorably disposed to the former, but said that claims 26-28 were too broad, and that he would consider the discussed amendment. The Examiner's comment is invited.

This amendment may be entered because it places the case in condition for allowance or reduces issues for any appeal. The Examiner's suggestions are followed. No new consideration nor search is required. Nonetheless, the final status of the action is traversed as PREMATURE. The new rejection under 35 USC 102(e) should have been made in the previous action. Please, therefore, withdraw the final status, and in any event enter this amendment.

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STATEMENT OF COMMON OWNERSHIP: Application No. 60/423,631, the domestic priority document to Application No. 10/696,342; Application No. 10/696,342 itself; and Patent No. 6,328,374 were, at the time the invention of Application Nos. 60/423,631 and 10/696,342 was made, owned by Durakon Acquisition Corporation.

Dated: March 21, 2005 A.D.

Christopher John Rudy  
Christopher John Rudy, PTO #31873

FURTHER REMARKS conclude the present paper.